

# APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

NOV 30 1994

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed. NOV 30 1994

The applicant. Armond & Janice Capucci4125 Sheckler Rd of Fallon  
Street and No. or P.O. Box No. City or TownNevada 89406 hereby make application for permission to change the  
State and Zip Code No.place of use of a portion  
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under Truckee-Carson Irrigation District No. 74 United  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree andStates of America v. Orr Water Ditch Co. in Equity No. A.13 Claim No. 3; United  
Identify right in Decree.States of America v. Alpine Land & reservoir Co. D.C. No D-183 BRT1. The source of water is Truckee River & Carson River  
Name of stream, lake, underground spring or other source.2. The amount of water to be changed 16.59acft  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for as decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for as decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point Lahontan Dam being within the SW 1/4 SE 1/4  
Describe as being within a 40-acre subdivision of public survey and by course and  
Section 33, Township 19 North, Range 26 East, M.D.B.&M.  
distance to a section corner. If on unsurveyed land, it should be stated.6. The existing permitted point of diversion is located within no change  
If point of diversion is not changed, do not answer.7. Proposed place of use SE 1/4 NE 1/4 (4.74ac), Sec. 4, T.18N., R.28E., M.D.B.M.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use NE 1/4 NE 1/4 (4.74ac), Sec. 4, T.18N., R.28E., M.D.B.&M.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.9. Use will be from as decreed to as decreed of each year.  
Month and Day Month and Day10. Use was permitted from as decreed to as decreed of each year.  
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) dam, canal & ditches  
State manner in which water is to be diverted, i.e. diversion structure.complete  
ditches, pipes and flumes, or drilled well, etc.12. Estimated cost of works complete13. Estimated time required to construct works complete

14. Estimated time required to complete the application of water to beneficial use.....3 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water will be delivered to the proposed place of use via the "V" line  
canal; This application places additional water rights on a portion  
of the proposed place of use of state application no. 51238.

s/Barry A. Fitzpatrick  
 By Barry A. Fitzpatrick S.W.R.S. #817  
137 Keddie Street  
Fallon, Nevada 89406

Compared pm/jv jr/bk

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit does not authorize more than the decreed duty to be placed on the proposed place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.11.....cubic feet per second, but not to exceed 16.59 acre-  
feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before May 9, 1996

Proof of completion of work shall be filed before June 9, 1996

Application of water to beneficial use shall be made on or before May 9, 1999

Proof of the application of water to beneficial use shall be filed on or before June 9, 1999

Map in support of proof of beneficial use shall be filed on or before June 9, 1999

Completion of work filed JAN 26 1996

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

WITHDRAWN BY APPLICANT SEP 25 2001

Lucas, P.E. STATE ENGINEER

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,  
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 9th day of May

A.D. 19 95

R. Michael Turnipseed, P.E.  
 State Engineer